Express Mail Label No.: EV058280715US thate of Deposit: July 31, 2002

PATENT APPLICATION

Attorney Docket No. 21402-099 (CURA-399)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Burgess et al.

SERIAL NUMBER: 09/939,853 EXAMINER . Not Yet Assigned

August 27, 2001 1646 FILING DATE: ART UNIT:

> NOVEL PROTEINS AND NUCLEIC ACIDS ENCODING SAME For:

U.S. Patent and Trademark Office

BOX SEQUENCE

JUL 3 1 2002

Assistant Commissioner for Patents

Washington, D.C. 20231

PRELIMINARY AMENDMENT AND RESPONSE TO NOTICE TO COMPLY

Prior to examination of the above-identified patent application, please amend the application as set forth below and consider the following remarks.

In the Specification:

Please delete the previously filed Sequence listing and insert the attached Supplemental Sequence Listing, pages 1-172, at the end of the specification.

REMARKS

Applicants submit a Supplemental Sequence Listing for the nucleotide sequences disclosed in the specification, in compliance with the requirements for patent applications containing nucleotide sequences and/or amino acid sequence disclosures. 37 C.F.R. §§ 1.821-1.825.

CONCLUSION

Applicants respectfully submit that the present application complies with 37 C.F.R. §§ 1.821-1.825. If there are any questions regarding these amendments and remarks, the Examiner is encouraged to contact the undersigned at the telephone number provided below.

Respectfully submitted,

Ivor R. Elrifi, Reg.) No. 39,529

Kristin E. Konzak, Reg. No. 44,848

Attorney/Agent for Applicants

c/o MINTZ, LEVIN One Financial Center

Boston, Massachusetts 02111

Tel: (617) 542-6000 Fax: (617) 542-2241

TRA 1655412v1

Date: July 31, 2002